

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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JOSHUA M. BERMAN,

Plaintiff,

v.

TYCO INTERNATIONAL LTD.,
a Bermuda corporation, and
TYCO INTERNATIONAL (US) INC.,
a Nevada corporation,

Defendants.
----- X

:
: Case No. 08-CV-00043 (DAB)
:

:
: **STATEMENT PURSUANT**
: **TO LOCAL CIVIL RULE 81.1**
:


Pursuant to Local Civil Rule of the United States District Courts for the Southern and Eastern Districts of New York 81.1(a), Plaintiff, through his counsel, hereby responds to Defendants' Notice of Removal To United States District Court and represents:

1. Plaintiff is a citizen of the United States.
2. Plaintiff is domiciled at Residence Alexandra, La Frasse, 1660 Chateau-d'Oex, Switzerland.
3. Plaintiff is not a citizen of the State of New York.
4. By reason of the foregoing, plaintiff believes there is no diversity of citizenship jurisdiction pursuant to 28 U.S.C. § 1332(a).
5. Plaintiff acknowledges that there is at present federal question jurisdiction pursuant to 28 U.S.C. § 1331.

6. Due to the present existence of federal question jurisdiction, plaintiff does not contest the removal of this action to the United States District Court.

Dated: New York, New York
January 25, 2008

WECHSLER & COHEN, LLP
Attorneys for Plaintiff

By: 
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New York, New York 10004
(212) 847-7900

JOSHUA M. BERMAN,

Plaintiffs,

-against-

TYCO INTERNATIONAL LTD.,
a Bermuda corporation, and
TYCO INTERNATIONAL (US) INC.,
A Nevada corporation

Defendants.

STATEMENT PURSUANT TO LOCAL CIVIL RULE 81.1

WECHSLER & COHEN, LLP

Attorneys for Plaintiff JOSHUA M. BERMAN

Office and Post Office Address, Telephone

**17 State Street - 15th Floor
New York, New York 10004
Telephone : (212) 847-7900**

To

Signature (Rule 130-1.1-a)

Attorney(s) for

Print name beneath  KENNETH L. MICHAEL

Service of a copy of the within

is hereby admitted.

Dated,

Attorney(s) for

Please take notice

☐ NOTICE OF ENTRY

that the within is a (*certified*) true copy of a
duly entered in the office of the clerk of the within named court on

☐ NOTICE OF SETTLEMENT

that an order
settlement to the HON
of the within named court, at,
on

of which the within is a true copy will be presented for
one of the judges

at

M

Dated,

Yours, etc.

WECHSLER & COHEN, LLP

Attorneys for

To

Office and Post Office Address

Attorney(s) for

**17 State Street - 15th Floor
New York, New York 10004**